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7 ROBERT LINDBLAD,
8 Plaintiff,
9 v.
10 CITY OF MILLBRAE, et al.,
11 Defendants.

Case No. [21-cv-08608-AGT](#)

**ORDER DENYING MOTION TO
AMEND COMPLAINT**

Re: Dkt. No. 5

12 Robert Lindblad's proposed amended complaint doesn't comply with Civil Local Rule 10-
13 1, which requires any party who moves to file an amended pleading to "reproduce the entire pro-
14 posed pleading and . . . not [to] incorporate any part of a prior pleading by reference."

15 Lindblad's proposed amended complaint doesn't satisfy this rule, because it simply includes
16 a caption page that identifies several new defendants, without including any of the factual allega-
17 tions or legal claims that appear in the original complaint. As Rule 10-1 makes clear, Lindblad
18 cannot incorporate those allegations and claims by reference.

19 The motion to amend is denied for failure to comply with Rule 10-1. Having denied the
20 motion, the Court will continue to treat the original complaint as the operative pleading.

21 **IT IS SO ORDERED.**

22 Dated: December 16, 2021

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26 ALEX G. TSE
27 United States Magistrate Judge
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